

## Senate Resolution 1012

By: Senators Grant of the 25th, Harp of the 29th, Smith of the 52nd, Chapman of the 3rd, Murphy of the 27th and others

**AS PASSED**

## A RESOLUTION

Authorizing the conveyance of certain state owned real property located in Bartow County, Georgia; authorizing the conveyance by exchange of certain state owned real property in Brantley County, Georgia; authorizing the conveyance of certain state owned real property located in Bulloch County, Georgia; authorizing the conveyance of certain state owned real property located in Catoosa County, Georgia; authorizing the conveyance of certain state owned real property located in Chatham County, Georgia; authorizing the conveyance of certain state owned real property located in Cherokee County, Georgia; authorizing the conveyance of certain state owned real property located in Cobb County, Georgia; authorizing the conveyance of certain state owned real property located in Dougherty County, Georgia; authorizing the leasing of and a separate easement on certain state owned real property located in Douglas County, Georgia; authorizing the leasing of and a separate easement on certain state owned real property located in Effingham County, Georgia; authorizing the leasing of certain state owned real property located in Fulton County, Georgia; authorizing the leasing of certain state owned real property located in Jefferson County, Georgia; authorizing the conveyance of certain state owned property in Jefferson County, Georgia; authorizing the conveyance of certain state owned property in Lowndes County, Georgia; authorizing the conveyance of certain state owned property in Mitchell County, Georgia; authorizing the conveyance of certain state owned real property located in Seminole County, Georgia; authorizing the conveyance of certain state owned real property located in Tatnall County, Georgia; authorizing the conveyance of and granting easements and restrictive covenants over certain state owned real property located in Troup County, Georgia; to provide for an effective date; to repeal conflicting laws; and for other purposes.

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property totaling approximately 1.657 acres located in Bartow County, Georgia;
- (2) Said parcel of such real property is all that parcel described as lying and being in Land Lots 1239 and 1282, 21st District, 2nd Section of Bartow County, containing a total

of approximately 1.657 acres as shown on a plat of survey entitled "Survey for Bartow County" dated November 6, 2007, and prepared by William C. Smith, Georgia Registered Land Surveyor #1803, of Smith & Smith Land Surveyors P.C. of Cartersville, Georgia, and being on file in the Offices of the State Properties Commission and presented to the State Properties Commission for approval, and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval said parcel being a portion of an approximately 9.028 acre tract as described in a 06/02/2004 deed to the State of Georgia from the North Metro Technical Institute Foundation, which is recorded in State Properties Commission records as SPC # 860.08;

(3) The Board of Technical and Adult Education, at its meeting of December 6, 2007 approved the conveyance of the above described property to the Bartow County Board of Commissioners for use by the County to repair and maintain a new entrance road into the campus of North Metro Technical College from Etowah Drive, Acworth, Georgia, to access a new Allied Health and Technology Building under construction at the College, and to become part of the Bartow County road system and maintained by the County for the future;

(4) The Bartow County Board of Commissioners is desirous of accepting the conveyance of the above-described property in order to construct and maintain the entrance road to said Allied Health and Technology Building; and

WHEREAS:

(1) The State of Georgia is the owner of a tract of real property located in Brantley County, Georgia conveyed to the State of Georgia, Georgia Forestry Commission by the Assistant Secretary of the United States Department of Agriculture on March 30, 1955 as recorded at the State Properties Commission as RPR number 1396 and is recorded in Brantley County Clerk of Superior Court in Deed Book 17, Pages 430-432;

(2) Said property is under the custody of the Georgia Forestry Commission and is a portion of the Dixon Memorial State Forest;

(3) Said real property includes a parcel of land lying and being in Land Lots 127-128, 9th Land District in Brantley County and containing approximately 41.188 acres as shown on a plat of survey entitled "Survey for Ronnie Griffin," by Harry A. Strickland, Georgia Registered Land Surveyor, and dated September 27, 2006, all being on file in the offices of the State Properties Commission, and may be more particularly described on

a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(4) Ronald Griffin has agreed to convey to the State of Georgia several tracts of land in Ware County totaling approximately 41.118 acres of suitable property and additional consideration to the State of three thousand dollars (\$3,000.00), as determined by the State Properties Commission and the Georgia Forestry Commission to be in the best interest of the State, at Dixon Memorial State Forest in Ware County, as described as Tract 1 (described as lot 3 of approximately 6.942 acres), Tract 2 (lots 2 and 1 of approximately 14.884 total acres), Tract 3 (lot 9 of approximately 5.744 acres), Tract 4 (approximately 3.590 acres), and Lot 9 of Block 2 (approximately 10.028 acres), on that "Survey for Ronald Griffin dated December 16, 2002" by Walter P. Copeland, Georgia Registered Land Surveyor number 2271;

(5) The conveyance of the State's 41.118 acres in Brantley County in exchange for Mr. Griffin's 41.118 acres in Ware County and \$3000.00 would allow the Georgia Forestry Commission to acquire several in-holding tracts of land within the boundary of the Dixon Memorial State Forest to consolidate and prevent future management problems at the Forest;

(6) The above described exchange of properties is approved by the Georgia Forestry Commission; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Bulloch County, Georgia;

(2) Said real property is all that tract or parcel of land lying and being in the 1547th GMD of Bulloch, County, and containing a total of approximately 1.148 acres fronting Southwest of Georgia Highway No. 67, all as shown on a Plat of Survey prepared by Lamar O. Reddick and dated April 1, 1971, and recorded in Plat Book 10, Page 194, Bulloch County Records, as described on that certain deed of conveyance to the State of Georgia being recorded as Real Property Record Number 5215 and being on file in the offices of the State Properties Commission, and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Department of Agriculture and was used as a livestock barn and show arena;

- (4) By letter dated October 12, 2005, the Commissioner of Agriculture declared the property surplus;
- (5) The above-described property was conveyed to the State of Georgia in June, 1971 by Bulloch County for the consideration of \$1.00;
- (6) On May 5, 2006, the Governor approved Act 909 (SR 823) authorizing the conveyance to Bulloch County of the property as long as the property is used for public purpose;
- (7) Bulloch County is desirous of acquiring the above-described property for public purpose or alternately of having the state convey its interest in the property back to the county for purposes of an exchange for other property to be used for public purpose, if such an exchange can be effected and the terms and conditions of which exchange are approved by the State Properties Commission; and

WHEREAS:

- (1) The Georgia Department of Transportation, an agency of the State of Georgia, is the owner of a certain parcel of real property located in the City of Ringgold, Catoosa County, Georgia;
- (2) Said real property is all that tract or parcel of land containing approximately 2.57 acres, together with all improvements thereon, being a portion of that tract of land lying and being in Land Lot 192 of the 28th Land District, 3rd Section of Catoosa County, Georgia and as shown on a drawing dated March 18, 2008 and entitled "Drawing for Conveyance of Parcel R11-7 in Catoosa Co. to Ringgold; dated 03/18/08; 2.57± Acres", highlighted in yellow for the conveyance, and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said property is under the custody and control of the Georgia Department of Transportation as transferred for a roadside park by Executive Order dated November 30, 1955, and inventoried in the State Properties Commission as RPR #2688; and is a portion of that approximately 4.5 acre tract known as the ATLANTA CAMPAIGN HISTORICAL SITE KNOWN AS RINGGOLD MARKER SITE which was donated to the State of Georgia by the United States of America, Secretary of the Interior by deed dated March 20, 1952, recorded in the office of the Clerk of Superior Court of Catoosa County in Deed Book 63, Page 140, and inventoried in State Properties Commission records as RPR #699;

(4) By letter dated October 3, 2007, the City of Ringgold is desirous of having the approximately 2.57 acre property conveyed to the City for public purpose, which would continue the stipulations of the 1955 deed that the area be used as a park; and

WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Chatham County, Georgia;
- (2) Said real property is estimated as an approximately 17 acre portion of that tract of land lying and being in the 7th General Militia District of Chatham County, Georgia and as shown on a drawing entitled "Drawing Delineating Property Proposed to Be Conveyed to City of Garden City from State of Georgia, dated February 29, 2008" as highlighted in yellow for conveyance, and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said property is under the custody of the Department of Public Safety and its Georgia Public Safety Training Center and is a portion of that approximately 20 acre tract known as the Public Safety Training Center and formerly the Georgia State Patrol Post on Dean Forest Road, Savannah, which was acquired in five parcels by the State of Georgia as follows and recorded in the State Properties Commission records and in records of the Clerk of Superior Court of Chatham County: RPR# 5083 December 18, 1970: 7.0 acres from Chatham County at 1400 Dean Forest Road, Deed Book 98-Q Page 91, Plat Book S, Folio 20; RPR #9556 October 5, 2001: 9.97 acres from Horace A. Sandefur and Jane D. Sandefur (also known as the Lovell Tract) at 1404 Dean Forest Road, Deed Book 227I, Page 158 and Plat Book 19-P, Page 78; RPR #9679 March 26, 2002: 0.99 acres from Wendell T. and Linda L. Anderson at 1410 Dean Forest Road, Deed Book 233U Pages 490-492, Plat Book 21P Folio 20; RPR # 9936 January 27, 2004: 0.998 acres from Wilda Findley Myrick at 1422 Dean Forest Road, Deed Book 265A, Page 221 and Plat Book 27-P Page 18; RPR # 9935 January 27, 2004: 1.01 acres from Frank D. Turner at 1416 Dean Forest Road, Deed Book 265A, Page 224 and Plat Book 27-P, Page 19;
- (4) By letter dated March 3, 2008, the Director of Public Safety Training declared the area of the property highlighted in yellow as surplus and no longer necessary for the operations of that Department, and that the retained approximately 3 acre parcel will be used for construction and operation of a regional public safety training center which will be constructed to the specifications of Georgia Public Safety Training Center Director by

the City of Garden City for an amount not to exceed \$1.4 million and to include at least 100 parking spaces, if the parties agree to do so prior to the conveyance of the 17 acres (or portions thereof) and Garden City agrees to complete construction of such regional public safety training center within 18 months of the conveyance;

(5) The City of Garden City is desirous of having the approximately 17 acre property, or substantial portion thereof to be determined by Garden City after appropriate due diligence, conveyed to the City, and agrees that the transfer of the 17 acres (or portion thereof) would not occur until a fully executed agreement is entered into with all parties for Garden City to construct a regional public safety training center on the remaining approximately 3 acres to the specifications of the Georgia Public Safety Training Director in an amount not to exceed \$1.4 million and to include at least 100 parking spaces, which such regional public safety training center the City agrees to complete construction of within 18 months of the conveyance; and

WHEREAS:

(1) The State of Georgia is the owner of a certain real property located in Cherokee County, Georgia;

(2) Said real property is all that tract or parcel of land lying and being in land lots 159 of the 14th district, 2nd Section of Cherokee County, and containing a total of approximately 1.50 acres as more particularly described on that certain deed of conveyance to the State of Georgia being recorded as real property record number 004616 and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Department of Public Safety and was used as a state patrol post;

(4) The Department of Public Safety has relocated the activities performed on the above-described property and has declared the property surplus;

(5) The above-described property was conveyed to the state in 1962 by Cherokee County for the consideration of \$1.00 with the provision that if the property ever ceased being used as a state patrol post the property including any improvements would revert;

(6) Cherokee County is desirous of having the state convey its interest in the property back to the County.

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Cobb County, Georgia;
- (2) Said real property is estimated as an approximately 0.65 acre tract of land lying and being in Land Lot 1212 of the 16th Land District, 2nd Section of Cobb County, Georgia and as shown on a plat entitled "Plat by J.P. Phillips, Surveyor, February 28, 1950" highlighted in yellow for conveyance, and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said property is under the custody of the Department of Defense known as the National Guard Armory on Haygood Circle, Marietta, Georgia, which was acquired from Cobb County, Georgia, by the State of Georgia on March 20, 1950, and recorded in the Clerk of Superior Court of Cobb County's records as Deed Book 217, Page 163 and in the offices of the State Properties Commission as RPR #'s 0336;
- (4) The 1950 deed recited that the property was conveyed for the sole purpose of use by the grantee for National Guard and military purposes, and upon failure of the grantee to use the property for the purposes specified, the property, together with the improvements placed thereon by the grantee shall revert to the grantor, its successors or assigns;
- (5) Since October 23, 1987 the real property has not been used for National Guard and military purposes, nor since October 23, 1987 has the real property been used or occupied by the State of Georgia for any other purpose, as sworn to in an Affidavit by the Major General Adjutant General of the Georgia Department of Defense Military Division, on February 1, 1989 and listed as RPR# 7743;
- (6) Cobb County Board of Commissioners has requested a quit claim deed from the State and seeks authorization from the General Assembly to quitclaim any interest the State may have in this property to Cobb County; and

## WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Dougherty County, Georgia;
- (2) Said real property is estimated as an approximately 8 acres portion of that tract of land lying and being in land lot 361 of the 1st Land District of Dougherty County, Georgia and as shown on a drawing dated February 22, 2008 and entitled "Drawing of Albany Farmers Market Delineating Property Proposed to Be Conveyed to Dougherty

County" as highlighted in yellow for conveyance, and being on file in the offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Georgia Department of Agriculture and is a portion of that approximately 9.9986 acre tract known as the Albany Farmers Market which was donated to the State of Georgia on June 9, 1972 by Dougherty County, lying and being in Land Lot 361, 1st Land District of Dougherty County, and recorded in the offices of the State Properties Commission as RPR # 5516;

(4) By letter dated February 22, 2008, the Commissioner of Agriculture declared the area of the property highlighted in yellow as surplus and no longer necessary for the operations of that Department's Marketing Division;

(5) Dougherty County Commissioners is desirous of having the approximately 8 acre property conveyed to the county for public purpose; and

WHEREAS:

(1) The State of Georgia is the owner of two certain parcels of real property totaling 3.87 acres located in Douglas County, Georgia;

(2) Said first parcel of such real property is all that parcel described as Parcel A ("the lease area") of land lying and being in land lots No. 48 of the 1st land district, 2nd section of Douglas County containing a total of approximately 1.76 acres as shown on a plat of survey entitled "Site of Project No DTAE-213, Parcel A Charter School Site, West Central Technical College" (hereinafter known as "Parcel A" or "the lease area") dated June 8, 2007, and prepared by Paul B. Cannon, Georgia Registered Land Surveyor #2928, and being on file in the Offices of the State Properties Commission and presented to the State Properties Commission for approval; and said second parcel of such real property is all that parcel described as Parcel C of land lying and being in land lots No. 48 and 49 of the 1st land district, 2nd section of Douglas County containing a total of approximately 2.12 acres as shown on a plat of survey entitled "Site of Project No DTAE-213, Parcel C Non-Exclusive Easement, West Central Technical College" (hereinafter known as "Parcel C") dated June 8, 2007, and prepared by Paul B. Cannon, Georgia Registered Land Surveyor #2928, and being on file in the Offices of the State Properties Commission, and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;



- (3) The Board of Technical and Adult Education, at its meeting of June 7, 2007 approved the granting of a ground lease for \$1.00 of approximately 2.0 acres to the Douglas County Board of Education for use as a site to construct and operate a Charter School, and at the same meeting that Board approved the granting of an ingress-egress easement for \$1.00 on approximately 2.0 acres to the site of the Charter School on the above-described property at the West Central Technical College;
- (4) At the same meeting the Board approved granting a revocable license over the two parcels of above-described property and such request was approved by the State Properties Commission on July 24, 2007;
- (5) The Douglas County Board of Education is desirous of leasing the above-described property and being granted an ingress-egress easement in order to construct and operate an approximately 20,000 square foot Career Academy High School joined in a common atrium with an approximately 20,000 square foot new classroom building to be built with 2006 Series G General Obligation Bonds for West Central Technical College, allowing students to earn credits toward both a high school diploma and a technical diploma or certificate; and

WHEREAS:

- (1) The State of Georgia is the owner of real property totaling approximately 8.5 acres located in Effingham County, Georgia;
- (2) Said real property is all that parcel described as Parcel A ("the easement area") of land lying and being in the 9th Georgia Militia District of Effingham County containing a total of approximately 1.48 acres, and Parcel B ("the lease area") of land lying in the 9th Georgia Militia District of Effingham County containing a total of approximately 6.92 acres as shown on a drawing entitled "Parcel A Non-Exclusive Easement Area for Career Center Site, and Parcel B Career Center Site, Effingham County Campus of Savannah Technical College" (hereinafter known as "Parcel A" or "the easement area" and "Parcel B" or "the lease area:") dated March 7, 2008, and being on file in the Offices of the State Properties Commission and presented to the State Properties Commission for approval, and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said parcels being portions of the approximately 66.26 acre property in the City of Rincon, Effingham County, under the custody of the Georgia Department of Technical

and Adult Education known as the Effingham County Campus of Savannah Technical College which was donated to the State of Georgia by warranty deed on July 1, 2004, by the Effingham County Industrial Development Authority, lying and being in the 9th Georgia Militia District of Effingham County, and recorded in the offices of the State Properties Commission as RPR #'s 10009.02 and 10009.01;

(4) The Board of Technical and Adult Education (TAE), at its meeting of March 6, 2008 approved the recommendation for the State to grant a 30-year ground lease of approximately 7.0 acres to the Effingham County Board of Education for the Effingham County Schools for use as a site to construct and operate an Effingham County Career Academy, and at the same meeting that TAE Board approved recommending that the State grant a non-exclusive ingress-egress easement to the Effingham County Board of Education for the Effingham County Schools on approximately 1.5 acres to the site of the proposed Career Academy on the above-described property at the Effingham County Campus of Savannah Technical College, as well as having an identification sign indicating both the Effingham Campus of Savannah Technical College, a Unit of the Technical College System of Georgia and the Effingham County Career Academy, and that the Department of Technical and Adult Education and its Board shall be informed of and given the opportunity to participate in all design meetings regarding the design of the Career Academy;

(5) At the same meeting the board approved granting a revocable license over the two parcels of above-described property totaling approximately 8.5 acres;

(6) Effingham County Board of Education for the Effingham County Schools is desirous of leasing the above-described property to construct and operate the Effingham County Career Academy and being granted an approximately 50' x 1,310' ingress-egress easement to such academy; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property totaling approximately 0.25 acres (11,040 square feet) located in the City of Atlanta, Fulton County, Georgia;

(2) Said 0.25 acre parcel of real property is all that parcel described as lying and being in Land Lot 51 of the 14th District of Fulton County, also described as 201 Courtland Street at the intersection of the north right-of-way of a street formerly known as Cain Street (now known as International Boulevard) and the east right-of-way of Courtland Street, containing a total of approximately 0.25 acres, which is a portion of property

known as 201- 215, and 217-223 Courtland Street and 207 International Boulevard in Atlanta, Fulton County, as recorded in State Properties Commission Real Property Record # 7454, and under the custody and control of the Department of Labor; and being described on a survey on file in the Offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said parcel has been leased to various entities since 1971, most recently as recorded in Deed Book 5533, Page 24 of the Superior Court Clerk of Fulton County records, since December 3, 2002, leased to KenKam LLC as Lessee/Tenant for a period of 10 years, to expire on December 31, 2012 with an option to extend the lease until December 31, 2017;

(4) Lessee has requested a longer lease term in order to make investments and improvements that are necessary to successfully operate the leased property as a restaurant, and to improve the State's long-term value in this property;

(5) The Commissioner of Labor in a letter dated February 1, 2008, did not object to an extension of the lease term;

(6) It is recommended that the extension of the lease expire on December 31, 2039, so long as the value of the lease is reappraised to a current fair market value prior to execution of the lease and that the lease is subject to an annual increase to be determined by the State Properties Commission; and

#### WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property totaling 3.0 acres located in Jefferson County, Georgia;

(2) Said parcel of such real property is all that parcel described as lying and being in GMD No. 78 of Jefferson County, containing a total of approximately 3.0 acres as shown on a plat of survey entitled "Jefferson County Heath Sciences Center" dated April 4, 2006, and prepared by Alfred D. Bellew, Georgia Registered Land Surveyor #2255, of Bellew Surveyors, and being on file in the Offices of the State Properties Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) The Board of Technical and Adult Education, at its meeting of August 3, 2006 approved the granting of a 20-year ground lease of approximately 3.0 acres to the Jefferson County Board of Commissioners for use by the County as a site to construct under terms of a community block grant from the Georgia Department of Community

Affairs (DCA) and operate a Health/Sciences Center at the Louisville, Georgia campus of Sandersville Technical College;

(4) The Jefferson County Board of Commissioners is desirous of leasing the above-described property in order to construct and operate said Health/Sciences Center; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Jefferson County, Georgia;

(2) Said real property is all those two (2) tracts or parcels of land lying and being in the 83rd GMD of Jefferson County consisting of 1.0 of one acre more or less and being Parcel C as more particularly described on a plat of survey dated May 6- June 4, 1982 and prepared by H. P. Tompkins, Jr., Georgia Registered Land Surveyor, and being recorded in the office of the Clerk of the Superior Court of said County in Plat Book 1, page 155; and of a 0.45 acre more or less parcel being described as recorded in Deed Book 64, Folio 547 and re-surveyed as 0.402 acres (Parcel B) on the same Tompkins survey of 1982, and being on file in the offices of the State Properties Commission, and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Georgia Forestry Commission and is a portion of the former tower, office and truck shed site, which has recently been replaced by a new combined office serving Jefferson and Glascock Counties on approximately 3.63 acres of land donated by Jefferson County;

(4) The former office site consists of 3 parcels totaling approximately 1.85 acres donated to the State of Georgia, and was resurveyed in the above-referenced 1982 survey as approximately 1.74 acres, those 3 parcels being the above-referenced two Parcels B and C, and a third parcel of approximately 0.40 acres (recorded in Deed Book 3-0, Pages 435-436) which contains the Jefferson Fire Tower, as resurveyed on the above-referenced 1982 survey and designated on that survey as Parcel A of approximately 0.338 acres;

(5) The Georgia Forestry Commission is desirous of retaining the fire tower known as the Jefferson Fire Tower and the land on which it is situated (referred to as Parcel A, above), having reached an agreement with the County for the County to fully maintain the tower and pay for all utilities in exchange for the County's right to retain their communications antenna on the Jefferson Fire Tower;

- (6) The Forestry Commission has no further need for the former office and truck shed or land on which it is located, and has requested in a Resolution dated April 6, 2006, that Parcel B (0.402 acres on the referenced survey) and Parcel C (1.0 acres on the same survey) be conveyed to Jefferson County;
- (7) Jefferson County is desirous of accepting the conveyance of the above described Parcels B and C, and the County approved in its resolution dated October 11, 2005, the acquisition of that property;
- (8) The Georgia Forestry Commission and the Jefferson County Board of Commissioners entered into an Agreement on April 17, 2006, commemorating such maintenance by the County of the tower, grounds, and parking area and utilities of the Jefferson Fire Tower and Pump/Well house on Parcel A; and

WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Lowndes County Georgia;
- (2) Said real property is an approximately 1.42 acre parcel being further described in that "Plat of Survey for Lowndes County dated 1/29/08 by Georgia Registered Land Surveyor #2940", may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said property is under the custody of the Georgia Forestry Commission and is a portion of that approximately 10.7 acre Lowndes County Forestry Unit which was donated to the State of Georgia on December 18, 1957 by Lowndes County, lying and being in Land Lot 197, 11th Land District of Lowndes County, and recorded in the offices of the State Properties Commission as RPR # 877;
- (4) The Georgia Forestry Commission has no planned use or need for said 1.42 acre property in conjunction with the operation of the Unit;
- (5) Lowndes County Board of Commissioners has requested that the above described property be conveyed to the Lowndes County Board of Commissioners for construction by the Lowndes County Fire and Rescue Headquarters of a "Burn Building" for firefighter training;
- (6) Said "Burn Building" would further enhance Georgia Forestry Commission's (GFC) cooperative fire control efforts within the County, and GFC has no objection to the above described property being conveyed to Lowndes County for public purpose;

(7) Georgia Forestry Commission by resolution dated October 17, 2006, approved the conveyance of the 1.42 acre parcel to Lowndes County as a "Burn Building" for the public purpose of firefighter training, and the County agreed to pay one half of the annual salary of the Lowndes County Fire Tower Operator through July 1, 2009; and

WHEREAS:

- (1) The State of Georgia is the owner of a certain parcel of real property located in Mitchell County, Georgia;
- (2) Said real property is all of those tracts or parcels of land lying and being in Land Lot 267 and Land Lot 268, of the 10th Land District of Mitchell County, in the City of Pelham, and containing a total of approximately 7.8 acres and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;
- (3) Said property is under the custody of the Department of Agriculture and has been used as a farmers market;
- (4) By letter dated January 9, 2008, the Commissioner of Agriculture declared the property surplus and no longer necessary for the operations of that Department's Marketing Division;
- (5) The City of Pelham is desirous of acquiring the above-described property and the city intends to build a correctional facility on the property;
- (6) The State Properties Commission recommends that the above-described property be sold to the City of Pelham for \$10.00 so long as the property is used to construct and operate a correctional facility; and

WHEREAS:

- (1) The State of Georgia is the owner of a certain tract of real property located in Seminole County, Georgia;
- (2) Said real property is all of that remaining tract of land lying and being in the City of Donalsonville, Georgia, and being described as all of Lots 1, 2, 3, and 4 in Block 110 of the Shingler Addition Subdivision that lies north of Third Street, in Seminole County, Georgia and containing approximately 1.799 acres as shown on a plat of survey entitled "Georgia State Patrol Barracks, Land Lot 149, 14th Land District, City of Donalsonville, Seminole County, Georgia", dated September 7, 1990, and prepared by Earl Thursby, Georgia Registered Land Surveyor No. 1732, as highlighted in yellow for conveyance of approximately 1.799 acres and being on file in the offices of the State Properties

Commission and may be more particularly described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Georgia Department of Public Safety and is a portion of that approximately 2.0 acre tract for the Donaldsonville State Patrol Post which was conveyed to the State of Georgia on December 17, 1958, by the City of Donaldsonville, in Seminole County, for such use by the State until a new State Patrol Barracks in the City of Donaldsonville shall have been completed, at which time the State shall surrender possession of the property to the City of Donaldsonville; as shown on a survey recorded in the office of the Clerk of the Superior Court of Seminole County, Georgia in Plat Book 1, Page 9, that being the same property surveyed and conveyed by the Seminole County Commissioners to the State of Georgia by deed dated April 9, 1943 and recorded in Book 11, Folio 440 of the records of the Clerk of the Superior Court of Seminole County, Georgia and to which Seminole County did on November 4, 1958, quit claim all rights in and to the reversionary clause in that certain deed between the same parties, dated April 9, 1943 and recorded in Deed Book 11, Page 440, records of the Clerk of Superior Court of Seminole County;

(4) The Department of Public Safety stated in a letter dated February 26, 2008, that use is expected to be discontinued by the Department of Public Safety when a new Post is built in the near future in Colquitt, Georgia, and the Department would retain ownership only of the radio tower at that time and maintenance of that tower provided, the State is the sole user of the tower;

(5) Seminole County is desirous of using the tract for public purpose when by the State has discontinued, with the tower being retained by the State with custody in the Department and maintenance of only the radio tower at that time, provided the State is the sole user of the tower; and

WHEREAS:

(1) The State of Georgia is the owner of a certain parcel of real property located in Tattnall County, Georgia;

(2) Said real property is all that tract or parcel of land lying and being in the 1645th Georgia Militia District of Tattnall County, Georgia and containing approximately 15 acres and is more particularly described on a drawing dated March 11, 2008, and entitled "Drawing for app. 15 AC parcel for competitive bid, Tattnall County, 3/11/08" and being on file in the offices of the State Properties Commission and may be more particularly

described on a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval;

(3) Said property is under the custody of the Department of Corrections as a portion of the property known as the Georgia State Prison;

(4) The Department of Corrections has no objection to the surplusing of the above-described parcel;

(5) It has been determined that it would be in the best interest of the State of Georgia that the above-described property be sold by competitive bid; and

WHEREAS:

(1) The State of Georgia is the owner of approximately 2,259 acres, more or less, of real property located in Troup County, Georgia, as part of an economic development project executed with Kia Motors Manufacturing Georgia, Inc., to locate an automobile manufacturing plant within the state;

(2) The United States of America, the Georgia Department of Transportation, the City of West Point, the City of LaGrange, Troup County, Georgia Power Company, Diverse Power Company, and Interstate Telephone Company desire to restrict use of wetlands subject to certain federal permits and to operate and maintain public roads, public service facilities, utilities, utility facilities, and ingress and egress in, on, over, under, upon, across, or through portions of said property;

(3) These restrictions on use of wetlands, public roads, public facilities, utilities, utility facilities, and ingress and egress in, on, over, under, upon, across, or through the above-described state property have been requested or approved, or both, by the United States of America and the Department of Natural Resources.

NOW, THEREFORE, BE IT RESOLVED AND ENACTED BY THE GENERAL ASSEMBLY OF GEORGIA:

ARTICLE I  
SECTION 1.

That the State of Georgia is the owner of the above-described real property in Bartow County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.



**SECTION 2.**

That the above-described property including any improvements may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, to Bartow County for a consideration of \$10.00 so long as the property is used for public purpose, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 3.**

That the authorization in this resolution to convey the above-described property shall expire three years after the date that this resolution becomes effective.

**SECTION 4.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 5.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Bartow County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 6.**

That custody of the above-described property shall remain in the Department of Technical and Adult Education until the property is conveyed.

**ARTICLE II****SECTION 7.**

That the State of Georgia is the owner of the above-described real property in Brantley County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 8.**

That the above-described approximately 41.188 acre parcel of State of Georgia property may be conveyed to Ronald Griffin in exchange for several parcels owned by Mr. Griffin totaling approximately 41.188 acres of real property within the boundary of Dixon Memorial State Forest and additional consideration of \$3,000.00 from Mr. Griffin to the state, as approved

by the State Forestry Commission, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

#### **SECTION 9.**

That the authorization in this resolution to convey the above-described property shall expire three years after the date that this resolution becomes effective.

#### **SECTION 10.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

#### **SECTION 11.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Brantley County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 12.**

That custody of the above-described properties shall remain in the State Forestry Commission until the property is conveyed.

### **ARTICLE III**

#### **SECTION 13.**

That the State of Georgia is the owner of the above-described real property in Bulloch County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

#### **SECTION 14.**

That the above-described property including any improvements may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, to Bulloch County for a consideration of \$10.00 so long as the property is used for public purpose or alternately for purposes of an exchange for other property to be used for public purpose, if such an exchange can be effected and terms and conditions of such exchange are approved by staff of the State Properties Commission; and such further

consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

#### **SECTION 15.**

That the authorization in this resolution to convey the above-described property shall expire three years after the date that this resolution becomes effective.

#### **SECTION 16.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

#### **SECTION 17.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Bulloch County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 18.**

That custody of the above-described property shall remain in the Department of Agriculture until the property is conveyed.

### **ARTICLE IV**

#### **SECTION 19.**

That the Department of Transportation, an agency of the State of Georgia, is the owner of the above-described real property and improvements in City of Ringgold, Catoosa County, Georgia.

#### **SECTION 20.**

That the above-described real property and improvements may be conveyed by appropriate instrument to the City of Ringgold for a consideration of \$10.00, so long as the property is used for public purpose as stipulated the above-referenced 1955 deed, such further consideration and provision as the Department of Transportation shall in its discretion determine to be in the best interests of the State of Georgia.

**SECTION 21.**

That the Department of Transportation is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 22.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Catoosa County, Georgia and a recorded copy shall be forwarded to the Department of Transportation.

**SECTION 23.**

That custody of the above-described property shall remain in the Department of Transportation until the property is conveyed.

**ARTICLE V****SECTION 24.**

That the State of Georgia is the owner of the above described real property in Chatham County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 25.**

That approximately 17 acres of the above-described parcels of property or portion thereof to be specified by Garden City may be conveyed by the State of Georgia, acting by and through its State Properties Commission to the City of Garden City, Georgia, for a consideration of \$10.00 as determined to be in the best interest of the State of Georgia by the State Properties provided that the city agrees that the transfer of the 17 acres or specified portion would not occur until a fully executed agreement is entered into between the city and the Georgia Public Training Center and any other party determined by the State Properties Commission stipulating that Garden City will construct a regional public safety training center on the remaining approximately 3 acres to the specifications of the Georgia Public Safety Training Director in an amount not to exceed \$1.4 million and to include at least 100 parking spaces, which such regional public safety training center the city agrees to complete construction of within 18 months of the conveyance of approximately 17 acres or specified portion, and further as determined to be in the best interest of the State of Georgia by the State Properties Commission and such further consideration and provisions as the State

Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 26.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date that this resolution becomes effective.

**ARTICLE VI**

**SECTION 27.**

That the State of Georgia is the owner of the above-described real property in Cherokee County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 28.**

That the above-described real property may be conveyed by appropriate instrument by the State of Georgia, acting by and through its State Properties Commission, to Cherokee County for a consideration of \$10.00, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 29.**

That the authorization in this resolution to convey the above-described property shall expire three years after the date that this resolution becomes effective.

**SECTION 30.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 31.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Cherokee County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 32.**

That custody of the above-described property shall remain in the Department of Public Safety until the property is conveyed.

## ARTICLE VII

### **SECTION 33.**

That the State of Georgia is the owner of the above-described real property in Cobb County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

### **SECTION 34.**

That all or a portion of the above-described approximately 0.65 acre parcel of property together with any improvements thereon may be conveyed by appropriate instrument to the Cobb County Board of Commissioners for a consideration of \$10.00, so long as the property is used for public purpose and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

### **SECTION 35.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

### **SECTION 36.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such sale.

### **SECTION 37.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Cobb County and a recorded copy shall be forwarded to the State Properties Commission.

### **SECTION 38.**

That custody of the above-described properties shall remain in the Georgia Department of Defense until the property is conveyed.

## ARTICLE VIII

**SECTION 39.**

That the State of Georgia is the owner of the above-described real property in Dougherty County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 40.**

That all or a portion of the above-described approximately 8 acre parcel of property together with any improvements thereon may be conveyed by appropriate instrument to the Dougherty County Board of Commissioners for a consideration of \$10.00, so long as the property is used for public purpose and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 41.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 42.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such sale.

**SECTION 43.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Dougherty County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 44.**

That custody of the above-described properties shall remain in the Georgia Department of Agriculture until the property is conveyed.

**ARTICLE IX****SECTION 45.**

That the State of Georgia is the owner of the above-described real property in Douglas County and that in all matters relating to the leasing of the approximately 1.76 acres of real property and to the granting of an easement on the easement area of approximately 2.12 acres, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 46.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the Douglas County Board of Education for a period of 25 years for a consideration of \$10.00 per year to construct and maintain a Charter School on the above-described property at the West Central Technical College, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 47.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

**SECTION 48.**

That the lease shall be recorded by the lessee in the Superior Court of Douglas County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 49.**

That the authorization to lease the above-described property to the Douglas County Board of Education shall expire three years after the date that this resolution becomes effective.

**SECTION 50.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to grant to the Douglas County Board of Education, or its successors and assigns, a nonexclusive easement for ingress-egress to construct and maintain a Charter School on the above-described property at the West Central Technical College.

**SECTION 51.**

That the State of Georgia is the owner of the above-described approximately 2.12 acre parcel of real property in Douglas County on the above-referenced survey hereinafter referred to



as the "easement area," and the property is in the custody of the Department of Technical and Adult Education and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

#### **SECTION 52.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Douglas County Board of Education, or its successors and assigns, a nonexclusive easement on that portion of land and that portion only on the above-described survey as the "easement area" for the construction, operation, and maintenance of ingress and egress in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating ingress and egress together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes; and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 53.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said ingress and egress.

#### **SECTION 54.**

That the Douglas County Board of Education shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said ingress and egress.

#### **SECTION 55.**

That, after the Douglas County Board of Education has put into use the ingress and egress for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Douglas County Board of Education, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 56.**

That no title shall be conveyed to the Douglas County Board of Education, and, except as herein specifically granted to the Douglas County Board of Education, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Douglas County Board of Education.

**SECTION 57.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 58.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the Douglas County Board of Education shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the Douglas County Board of Education. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

**SECTION 59.**

That the easement granted to the Douglas County Board of Education shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 60.**

That the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 61.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Douglas County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 62.**

That the authorization in this resolution to grant the above-described easement to the Douglas County Board of Education shall expire three years after the date that this resolution becomes effective.

#### **SECTION 63.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

### **ARTICLE X**

#### **SECTION 64.**

That the State of Georgia is the owner of the above-described real property in Effingham County and that in all matters relating to the leasing of the approximately 7.0 acres of real property and to the granting of an easement on the easement area of approximately 1.5 acres, the State of Georgia is acting by and through its State Properties Commission.

#### **SECTION 65.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the Effingham County Board of

Education for a period of 30 years for a consideration of \$10.00 per year to construct and maintain a Effingham County Career Academy on the above-described property at the Savannah Technical College, and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

**SECTION 66.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

**SECTION 67.**

That the lease shall be recorded by the lessee in the Superior Court of Effingham County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 68.**

That the authorization to lease the above-described property to the Effingham County Board of Education shall expire three years after the date that this resolution becomes effective.

**SECTION 69.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to grant to the Effingham County Board of Education, or its successors and assigns, a nonexclusive easement for ingress-egress to construct and maintain an Effingham County Career Academy on the above-described property at the Savannah Technical College.

**SECTION 70.**

That the State of Georgia is the owner of the above-described approximately 1.50 acre parcel of real property in Effingham County on the above-referenced survey hereinafter referred to as the "easement area," and the property is in the custody of the Department of Technical and Adult Education and that, in all matters relating to the easement area, the State of Georgia is acting by and through its State Properties Commission.

**SECTION 71.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Effingham County Board of Education (hereinafter Effingham County Schools), or its

successors and assigns, a nonexclusive easement on that portion of land and that portion only on the above-described survey as the "easement area" for the construction, operation, and maintenance of ingress and egress in, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating ingress and egress together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes; and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 72.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said ingress and egress.

#### **SECTION 73.**

That the Effingham County Schools shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said ingress and egress.

#### **SECTION 74.**

That, after the Effingham County Schools has put into use the ingress and egress for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Effingham County Schools, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 75.**

That no title shall be conveyed to the Effingham County Schools, and, except as herein specifically granted to the Effingham County Schools, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Effingham County Schools.

**SECTION 76.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 77.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the Effingham County Schools shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the Effingham County Schools. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

**SECTION 78.**

That the easement granted to the Effingham County Schools shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 79.**

That the consideration for such easement shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 80.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Effingham County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 81.**

That the authorization in this resolution to grant the above-described easement to the Effingham County Schools shall expire three years after the date that this resolution becomes effective.

**SECTION 82.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE XI****SECTION 83.**

That the State of Georgia is the owner of the above-described real property in Fulton County, City of Atlanta, and that in all matters relating to the leasing of the approximately 0.25 acres of real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 84.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to KenKam, LLC for a period of 31 years until December 31, 2039, for a consideration of the current fair market value, thereafter increasing at an annual rate to be determined by the State Properties Commission to the end of the lease term to improve, maintain, and operate under all other appropriate terms of a

lease of 201 Courtland Street; and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

#### **SECTION 85.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.

#### **SECTION 86.**

That the lease shall be recorded by the lessee in the Superior Court of Fulton County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 87.**

That the authorization to lease the above-described property to KenKam, LLC shall expire three years after the date that this resolution becomes effective.

### **ARTICLE XII**

#### **SECTION 88.**

That the State of Georgia is the owner of the above-described real property in Jefferson County and that in all matters relating to the leasing of approximately 3.0 acres of real property the State of Georgia is acting by and through its State Properties Commission.

#### **SECTION 89.**

That the State of Georgia, acting by and through the State Properties Commission, is authorized to lease the above-described real property to the Jefferson County Board of Commissioners for a period of 20 years for a consideration of \$10.00 per year to construct and maintain under terms of a community block grant from the Georgia Department of Community Affairs (DCA) and operate a Health/Sciences Center at the Louisville, Georgia campus of Sandersville Technical College; and such further terms and conditions as determined by the State Properties Commission to be in the best interest of the State of Georgia.

#### **SECTION 90.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such lease.



**SECTION 91.**

That the lease shall be recorded by the lessee in the Superior Court of Jefferson County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 92.**

That the authorization to lease the above-described property to the Jefferson County Board of Commissioners shall expire three years after the date that this resolution becomes effective.

**ARTICLE XIII****SECTION 93.**

That the State of Georgia is the owner of the above-described real property in Jefferson County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 94.**

That the above-described approximately 1.0 acre parcel (Parcel C) and approximately 0.45 acre parcel (Parcel B) of real property may be conveyed by appropriate instrument to Jefferson County for a consideration of \$10.00, so long as the property is used for public purpose and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 95.**

That the authorization in this resolution to convey the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 96.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 97.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Jefferson County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 98.**

That custody of the above-described properties shall remain in the State Forestry Commission until the property is conveyed.

**ARTICLE XIV****SECTION 99.**

That the State of Georgia is the owner of the above-described real property in Lowndes County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 100.**

That all or a portion of the above-described approximately 1.42 acre parcel of property may be conveyed by appropriate instrument to the Lowndes County Board of Commissioners for a consideration of \$10.00, so long as the property is used for public purpose and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 101.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 102.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such sale.

**SECTION 103.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Lowndes County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 104.**

That custody of the above-described properties shall remain in the State Forestry Commission until the property is conveyed.

**ARTICLE XV****SECTION 105.**

That the State of Georgia is the owner of the above-described real property in Mitchell County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 106.**

That the State Properties Commission recommends that above-described real property be sold by the State of Georgia, acting by and through its State Properties Commission, to the City of Pelham for \$10.00 so long as the property is used to construct and operate a correctional facility, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 107.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 108.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 109.**

That the deed or deeds of conveyance and easement or easements shall be recorded by the grantee in the Superior Court of Mitchell County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 110.**

That custody of the above-described properties shall remain in the Department of Agriculture until the property is conveyed.

**ARTICLE XVI****SECTION 111.**

That the State of Georgia is the owner of the above-described real property in Seminole County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 112.**

That all or a portion of the above-described approximately 1.799 acre parcel of property may be conveyed by appropriate instrument to the Seminole County Board of Commissioners for a consideration of \$10.00, so long as the property is used for public purpose, when use is discontinued by the Department of Public Safety after a new post is built in the near future in Colquitt, Georgia, with the department retaining ownership only of the radio tower at that time and maintenance of that tower provided the state is the sole user of the tower, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 113.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 114.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such sale.

**SECTION 115.**

That the deed of conveyance shall be recorded by the grantee in the Superior Court of Seminole County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 116.**

That custody of the above-described properties shall remain in the Georgia Department of Public Safety until the property is conveyed.

**ARTICLE XVII****SECTION 117.**

That the State of Georgia is the owner of the above-described real property in Tattnall County and that in all matters relating to the conveyance of the real property the State of Georgia is acting by and through its State Properties Commission.

**SECTION 118.**

That the above-described real property may be sold by the State of Georgia, acting by and through its State Properties Commission, by competitive bid for a consideration of not less than the fair market value, as determined by the State Properties Commission to be in the best interest of the State of Georgia, or that the above-described real property may be sold to a city, county, school board, or other local public entity which shall include development authorities for not less than the fair market value, as determined to be in the best interest of the State of Georgia by the State Properties Commission without the necessity of competitive bid, and such further consideration and provisions as the State Properties Commission shall in its discretion determine to be in the best interest of the State of Georgia.

**SECTION 119.**

That the authorization in this resolution to sell the above-described real property shall expire three years after the date that this resolution becomes effective.

**SECTION 120.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect such conveyance.

**SECTION 121.**

That the deed or deeds of conveyance and easement or easements shall be recorded by the grantee in the Superior Court of Tattnall County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 122.**

That custody of the above-described properties shall remain in the Department of Corrections until the property is conveyed.

**ARTICLE XVIII****SECTION 123.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property" "restricted area" or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission; and which, upon final completion of certain roads, rights-of-way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 124.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the United States of America, or its successors and assigns, a restrictive covenant over the property for the protection of wetlands and wetlands mitigation, together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said easement area is located in Troup County, Georgia, and is more particularly described as follows:

That portion and that portion only as shown with dotted shading annotated as "wetlands" and "wetland mitigation area" over Tracts 1, 2, 3, 4, and 5, on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission and may be more particularly described by a plat of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 125.**

That the above-described restricted area shall be used solely for the permitted purposes of a permit, issued by the US Army Corps of Engineers ("USACE") having a reference number of 200600422 (the "Permit") dated September 24, 2006 pursuant to Section 404 of the Clean Water Act (33 U.S.C. 1344) or Section 10 of the Rivers and Harbors Act of 1899 (33 U.S.C. 401) under the administrative regulatory authority of the USACE Savannah District, Regulatory Branch, setting forth authorization for certain restoration activities in waters of the United States.

#### **SECTION 126.**

That said restricted area shall be granted by a Declaration of Restrictive Covenant to the United States of America in form and substance acceptable to USACE, and that no title shall be conveyed to the United States of America and, except as herein specifically granted to the United States of America, all rights, title, and interest not granted in and to said restricted area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the United States of America.

#### **SECTION 127.**

That a subsequent release of the restrictive covenant by the United States of America shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon such release, the United States, or its successors and assigns, shall have the option of removing its improvements, if any, on the restricted area or leaving the same in place, in which event the improvements shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 128.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system.

#### **SECTION 129.**

That the restrictive covenant granted to the United States of America shall contain such other reasonable terms, conditions, and covenants acceptable to USACE as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State

Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same restricted area herein granted.

#### **SECTION 130.**

That the consideration for such Declaration of Restrictive Covenant shall be approval by USACE of the aforesaid Section 404 Permit numbered 200600422 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 131.**

That this Declaration of Restrictive Covenant shall be recorded by the State Properties Commission in the Superior Court of Troup County and the original forwarded to USACE with a recorded copy retained by the State Properties Commission.

#### **SECTION 132.**

That the authorization in this resolution to grant the above-described restrictive covenant to the United States of America shall expire three years after the date that this resolution becomes effective.

#### **SECTION 133.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the restricted area.

### **ARTICLE XIX**

#### **SECTION 134.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property" "restricted area" or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and



engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission; and which, upon final completion of certain roads, rights-of-way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 135.**

That the State of Georgia, acting by and through its State Properties Commission, may grant and convey to the City of West Point, or its successors and assigns, in fee simple, 19.989 acres, more or less, of real property for the purpose of construction, operation and maintenance of public service facilities, specifically a fire station and fire training area together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said real property is located in the City of West Point, Troup County, Georgia, and is more particularly described as follows:

That part and parcel of land shown as Tract 6 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and more particularly described by a plat of survey prepared by Rochester and Associates, Inc., Georgia Registered Land Surveyors, dated November 30, 2007, and presented to the State Properties Commission for approval.

#### **SECTION 136.**

That, after the City of West Point has put into use the fire station and fire training area for which this property is conveyed, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of West Point, or its successors and assigns, shall have the option of removing their facilities from the real property or leaving the same in place, in which event same shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 137.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 138.**

That the real property granted to the City of West Point shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 139.**

That the consideration for such real property shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 140.**

That the conveyance shall be recorded by the Grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 141.**

That the authorization in this resolution to convey the above-described real property to the City of West Point shall expire three years after the date that this resolution becomes effective.

#### **SECTION 142.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the conveyance of the real property.

ARTICLE XX  
**SECTION 143.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property" "restricted area" or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission; and which, upon final completion of certain roads, rights-of-way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 144.**

That the State of Georgia, acting by and through its State Properties Commission, may grant and convey to the City of West Point, or its successors and assigns, in fee simple, 1.945 acres, more or less, of real property for the purpose of construction, operation and maintenance of public service facilities, specifically a water tower and water service utility facility together with the right of ingress and egress over adjacent land of the State of Georgia as may be reasonably necessary to accomplish the aforesaid purposes. Said real property is located in the City of West Point, Troup County, Georgia, and is more particularly described as follows:

That part and parcel of land shown as Tract 7 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission and more particularly described by a plat of survey prepared by Rochester and Associates, Inc., Georgia Registered Land Surveyors, dated December 18, 2007, and presented to the State Properties Commission for approval.

**SECTION 145.**

That, after the City of West Point has put into use the water tower and water service utility facility for which this property is conveyed, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of West Point, or its successors and assigns, shall have the option of removing their facilities from the real property or leaving the same in place, in which event same shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 146.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 147.**

That the real property granted to the City of West Point shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 148.**

That the consideration for such real property shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 149.**

That the conveyance shall be recorded by the Grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 150.**

That the authorization in this resolution to convey the above-described real property to the City of West Point shall expire three years after the date that this resolution becomes effective.

**SECTION 151.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the conveyance of the real property.

**ARTICLE XXI****SECTION 152.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property" "restricted area" or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission; and which, upon final completion of certain roads, rights-of-way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 153.**

That the State of Georgia, acting by and through its State Properties Commission, may grant and convey to the City of West Point, or its successors and assigns, in fee simple, public road rights-of-way for the purpose of construction, operation and maintenance of city streets. Said real property is located in the City of West Point, Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown Kia Parkway and Kia Boulevard lying and being on Tracts 1, 2, 3, 4, and 5 on that certain consolidated plat of survey and engineering

drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights-of-way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 154.**

That, after the City of West Point has put into use the city streets for which this property is conveyed, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of West Point, or its successors and assigns, shall have the option of removing their facilities from the real property or leaving the same in place, in which event same shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 155.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 156.**

That the real property granted to the City of West Point shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 157.**

That the consideration for such real property shall be \$10.00 and the City of West Point's abandonment of portions of Webb Road and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 158.**

That the conveyance shall be recorded by the grantee in the Superior Court of Troup County, and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 159.**

That the authorization in this resolution to convey the above-described real property to the City of West Point shall expire three years after the date that this resolution becomes effective.

**SECTION 160.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the conveyance of the real property.

**ARTICLE XXII****SECTION 161.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 162.**

That the State of Georgia, acting by and through its State Properties Commission, may grant and convey to the Georgia Department of Transportation, or its successors and assigns, in fee

simple, public road rights of way for the purpose of construction, operation, and maintenance of the interchange and entrance ramp to I-85 at Kia Boulevard. Said real property is located in the City of West Point, Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown as the southbound entrance ramp from Kia Boulevard onto I-85 lying and being on Tract 1 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

#### **SECTION 163.**

That, after the Department of Transportation has put into use the interchange for which this property is conveyed, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the Department of Transportation, or its successors and assigns, shall have the option of removing their facilities from the real property or leaving the same in place, in which event same shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 164.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 165.**

That the real property granted to the Department of Transportation shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem



in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 166.**

That the consideration for such real property shall be \$10.00 and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 167.**

That the conveyance shall be recorded by the grantee in the Superior Court of Troup County, and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 168.**

That the authorization in this resolution to convey the above-described real property to the City of West Point shall expire three years after the date that this resolution becomes effective.

#### **SECTION 169.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the conveyance of the real property.

### **ARTICLE XXIII**

#### **SECTION 170.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates,

Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission; and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

#### **SECTION 171.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of West Point, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of water and sewer lines on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating such water and sewer and sanitary sewer lines together with the right of ingress and egress over adjacent land of the State of Georgia. Said real property is located in the City of West Point, Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown identified as water, sewer, and storm sewer easements, of approximately 50 feet in width, lying and being on Tracts 1, 2, 3, 4, 5, 6, and 7 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

#### **SECTION 172.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said water, sanitary, and storm sewer lines to include valves, hydrants, sanitary sewers, force mains, and lift stations.

#### **SECTION 173.**

That the City of West Point shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said water, sanitary and storm sewer lines.

#### **SECTION 174.**

That, after the City of West Point has put into use the water, sanitary, and storm sewer lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of West Point, or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event, the facility shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 175.**

That no title shall be conveyed to the City of West Point, and, except as herein specifically granted to the City of West Point, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the City of West Point.

#### **SECTION 176.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right of way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 177.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the

alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the City of West Point shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the City of West Point. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

#### **SECTION 178.**

That the easement granted to the City of West Point shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia, and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 179.**

That the consideration for such easement shall be for \$10.00, and the exchange of the City of West Point's existing water and sewer lines over the property and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 180.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Troup County, and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 181.**

That the authorization in this resolution to grant the above-described easement to the City of West Point shall expire three years after the date that this resolution becomes effective.

**SECTION 182.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE XXIV****SECTION 183.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

**SECTION 184.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the City of LaGrange, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of gas lines on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating such gas lines together with the right of ingress and egress over adjacent land of the State of Georgia. Said real property is located in Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown identified as natural gas line easements, of approximately 50 feet in width, lying and being on Tracts 1, 2, 3, 4, 5, 6, and 7 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007,

July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia registered land surveyor and presented to the State Properties Commission for approval.

#### **SECTION 185.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said gas lines to include mains, valves, and appurtenances.

#### **SECTION 186.**

That the City of LaGrange shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said gas lines.

#### **SECTION 187.**

That, after the City of LaGrange, has put into use the gas lines for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein. Upon abandonment, the City of LaGrange or its successors and assigns, shall have the option of removing its facilities from the easement area or leaving the same in place, in which event, the facility shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 188.**

That no title shall be conveyed to the City of LaGrange, and, except as herein specifically granted to the City of LaGrange, all rights, title and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the City of LaGrange.

#### **SECTION 189.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system or

of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right-of-way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 190.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and the City of LaGrange shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the City of LaGrange. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

#### **SECTION 191.**

That the easement granted to the City of LaGrange shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 192.**

That the consideration for such easement shall be for \$10.00, and the exchange of the City of LaGrange's existing gas lines over the property and such further consideration and

provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 193.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 194.**

That the authorization in this resolution to grant the above-described easement to the City of LaGrange shall expire three years after the date that this resolution becomes effective.

#### **SECTION 195.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

### **ARTICLE XXV**

#### **SECTION 196.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008, and on file in the offices of the State Properties Commission;

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.



**SECTION 197.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Georgia Power Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical transmission lines, substations, and service lines, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating such electric utilities together with the right of ingress and egress over adjacent land of the State of Georgia. Said real property is located in Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown identified as electric utility easements, of approximately 100 feet in width for transmission lines and 50 feet in width for service lines, lying and being on Tracts 1, 2, 3, 4, 5, 6, and 7 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 198.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said electric transmission lines, substations, service lines, and appurtenances.

**SECTION 199.**

That the Georgia Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said electric utilities.

**SECTION 200.**

That, after the Georgia Power Company has put into use the electric utilities for which this easement is granted, a subsequent abandonment of the use of the service lines thereof, but not the transmission lines and substations, shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted

herein that are used for service lines. Upon abandonment, the Georgia Power Company or its successors and assigns, shall have the option of removing its facilities from the service lines easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 201.**

That no title shall be conveyed to the Georgia Power Company, and, except as herein specifically granted to the Georgia Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Georgia Power Company.

#### **SECTION 202.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right-of-way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 203.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Georgia Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the Georgia Power Company. Upon written request, the State Properties Commission, in its sole discretion, may permit the

relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

#### **SECTION 204.**

That the easement granted to the Georgia Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

#### **SECTION 205.**

That the consideration for such easement shall be for \$10.00, and the exchange of the Georgia Power Company's existing electric transmission lines and substations over the property and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

#### **SECTION 206.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

#### **SECTION 207.**

That the authorization in this resolution to grant the above-described easement to the Georgia Power Company shall expire three years after the date that this resolution becomes effective.

#### **SECTION 208.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

### **ARTICLE XXVI**

#### **SECTION 209.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area,"

as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission;

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 210.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Diverse Power Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of electrical transmission lines, substations, and service lines, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating such electric utilities together with the right of ingress and egress over adjacent land of the State of Georgia. Said real property is located in Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown identified as electric utility easements, of approximately 100 feet in width for transmission lines and 50 feet in width for service lines, lying and being on Tracts 1, 2, 3, 4, 5, 6, and 7 on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 211.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said electric transmission lines, substations, service lines, and appurtenances.

**SECTION 212.**

That the Diverse Power Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said electric utilities.

**SECTION 213.**

That, after the Diverse Power Company has put into use the electric utilities for which this easement is granted, a subsequent abandonment of the use of the service lines thereof, but not the transmission lines and substations, shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein that are used for service lines. Upon abandonment, the Diverse Power Company or its successors and assigns, shall have the option of removing its facilities from the service lines easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

**SECTION 214.**

That no title shall be conveyed to the Diverse Power Company, and, except as herein specifically granted to the Diverse Power Company, all rights, title, and interest in and to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges, and interest granted to the Diverse Power Company.

**SECTION 215.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right-of-way and comply with all applicable state and federal environmental statutes in its use of the easement area.

**SECTION 216.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Diverse Power Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the Diverse Power Company. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

**SECTION 217.**

That the easement granted to the Diverse Power Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 218.**

That the consideration for such easement shall be for \$10.00, and the exchange of the Diverse Power Company's existing electric transmission lines and substations over the property and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 219.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 220.**

That the authorization in this resolution to grant the above-described easement to the Diverse Power Company shall expire three years after the date that this resolution becomes effective.

**SECTION 221.**

That the State Properties Commission is authorized and empowered to do all acts and things necessary and proper to effect the grant of the easement area.

**ARTICLE XXVII****SECTION 222.**

That the State of Georgia is the owner of the hereinafter described real property located in Troup County, and the property is in the custody of the Department of Economic Development, hereinafter referred to as the "property," "restricted area," or "easement area," as appropriate, and that, in all matters relating to the property, restricted area, or easement area, the State of Georgia is acting by and through its State Properties Commission, and is more particularly described as follows:

All those parts and parcels of land consisting of approximately 2,259 acres, more or less, in seven numbered tracts as shown on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission;

and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

**SECTION 223.**

That the State of Georgia, acting by and through its State Properties Commission, may grant to the Interstate Telephone Company, or its successors and assigns, a nonexclusive easement for the construction, operation, and maintenance of a telephone service line and equipment facility, on, over, under, upon, across, or through the easement area for the purpose of constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating such telephone utilities together with the right of ingress and egress over adjacent

land of the State of Georgia. Said real property is located in Troup County, Georgia, and is more particularly described as follows:

Those parts and parcels of land shown identified as telephone utility easements, of approximately 500 square feet in the northeast corner of Tract 5 adjacent to Gabbettville Road on that certain consolidated plat of survey and engineering drawings entitled "Lease Exhibit" by Walden, Ashworth and Associates, Inc., Consulting Engineers, revised July 17, 2007, July 20, 2007, August 6, 2007, and January 16, 2008 and on file in the offices of the State Properties Commission and which, upon final completion of certain roads, rights of way, and utility facilities, may be more particularly described by one or more plats of survey prepared by a Georgia Registered Land Surveyor and presented to the State Properties Commission for approval.

#### **SECTION 224.**

That the above-described premises shall be used solely for the purpose of planning, constructing, erecting, installing, maintaining, repairing, replacing, inspecting, and operating said telephone utility.

#### **SECTION 225.**

That the Interstate Telephone Company shall have the right to remove or cause to be removed from said easement area only such trees and bushes as may be reasonably necessary for the proper construction, operation, and maintenance of said telephone utility.

#### **SECTION 226.**

That, after the Interstate Telephone Company has put into use the telephone utility for which this easement is granted, a subsequent abandonment of the use thereof shall cause a reversion to the State of Georgia, or its successors and assigns, of all the rights, title, privileges, powers, and easement granted herein that are used for service lines. Upon abandonment, the Interstate Telephone Company or its successors and assigns, shall have the option of removing its facilities from the service lines easement area or leaving the same in place, in which event the facility shall become the property of the State of Georgia, or its successors and assigns.

#### **SECTION 227.**

That no title shall be conveyed to the Interstate Telephone Company, and, except as herein specifically granted to the Interstate Telephone Company, all rights, title, and interest in and



to said easement area is reserved in the State of Georgia, which may make any use of said easement area not inconsistent with or detrimental to the rights, privileges and interest granted to the Interstate Telephone Company.

#### **SECTION 228.**

That this resolution does not affect and is not intended to affect any rights, powers, interest, or liability of the Department of Transportation with respect to the state highway system, or of a county with respect to the county road system or of a municipality with respect to the city street system. Grantee shall obtain any and all other required permits from the appropriate governmental agencies as are necessary for its lawful use of the easement area or public highway right-of-way and comply with all applicable state and federal environmental statutes in its use of the easement area.

#### **SECTION 229.**

That if the State of Georgia, acting by and through its State Properties Commission, determines that any or all of the facilities placed on the easement area should be removed or relocated to an alternate site on state owned land in order to avoid interference with the state's use or intended use of the easement area, it may grant a substantially equivalent nonexclusive easement to allow placement of the removed or relocated facilities across the alternate site, under such terms and conditions as the State Properties Commission shall in its discretion determine to be in the best interests of the State of Georgia, and Interstate Telephone Company shall remove or relocate its facilities to the alternate easement area at its sole cost and expense, unless the State Properties Commission determines that the requested removal or relocation is to be for the sole benefit of the State of Georgia and approves payment by the State of Georgia of all or a portion of such actual cost and expense, not to exceed by 20 percent the amount of a written estimate provided by the Interstate Telephone Company. Upon written request, the State Properties Commission, in its sole discretion, may permit the relocation of the facilities to an alternate site on state owned land so long as the removal and relocation is paid by the party or parties requesting such removal and at no cost and expense to the State of Georgia.

#### **SECTION 230.**

That the easement granted to the Interstate Telephone Company shall contain such other reasonable terms, conditions, and covenants as the State Properties Commission shall deem in the best interest of the State of Georgia and that the State Properties Commission is

authorized to use a more accurate description of the easement area, so long as the description utilized by the State Properties Commission describes the same easement area herein granted.

**SECTION 231.**

That the consideration for such easement shall be for \$10.00, and such further consideration and provisions as the State Properties Commission may determine to be in the best interest of the State of Georgia.

**SECTION 232.**

That this grant of easement shall be recorded by the grantee in the Superior Court of Troup County and a recorded copy shall be forwarded to the State Properties Commission.

**SECTION 233.**

That the authorization in this resolution to grant the above-described easement to the Interstate Telephone Company shall expire three years after the date that this resolution becomes effective.

**ARTICLE XXVIII**

**SECTION 234.**

That this resolution shall become effective as law upon its approval by the Governor or upon its becoming law without such approval.

**SECTION 235.**

That all laws and parts of laws in conflict with this resolution are repealed.